

DIST. NO.	FILE NO.	FILE DATE	W/S	D	R	DEMAND	OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	DOCKET NUMBER
1085/4	76	0456	08 25 76	4	890	1	21	150	8508	P	76 0456-B
											D

JUDGE BRETT

PLAINTIFFS

LAWYERS TITLE INSURANCE CORPORATION

DEFENDANTS

BERT M. JONES, JOHN H. TUCKER,
JOSEPH R. ROBERTS, GEORGE W.
GABLE, E. D. HIERONYMUS and
CHRIS L. RHODES III, Co-Partners,
and RHODES, HIERONYMUS, HOLLOWAY
& WILSON

CAUSE

28 USC §1332 Action for Damages

ATTORNEYS

Royce H. Savage
900 World Bldg.
Tulsa, OK 74103
587-0005

4-11-84
Joseph A. Sharp (All defts.)
~~200 Franklin Building~~
~~Tulsa, OK--74103~~
582-8877
300 Oil Capital Bldg
Tulsa, Oklahoma 74103

James K. Secrest II
~~ROGERS, HONN, HILL, SECREST~~
~~& McCORMICK -~~
~~117 East Fifth Street ---~~
~~Tulsa, OK--74103~~
~~(918)-583-5111--~~

James K. Secrest II
SECREST & HILL
Suite 102
1515 East 71
American Federal Builidng
Tulsa, OK 74135
(918) 494-5905

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	09-01-76
				JS-6	1-1-85

JUDGE ~~BARROW~~ BRETT

Daugherty
PROCEEDINGS

DATE	NR.	
1976		
8-25	1.	Complaint, filed. Summons, issued. <u>JURY TRIAL DEMANDED.</u>
8-26		Summons, ret. & filed: Rhodes Hieronymus Holloway & Wilson, Tulsa, Ok. on 8-26-76. (USM \$3.00)g
9-17	2.	Entry of appearance & request for additional time to answer, filed. b
9-17	3.	Order, filed granting Deft. until Oct. 1, 1976, within which to file answer. (JCS-CLK) b
9-28	4.	Answer of all defendants, filed.s
10-18	MO	Parties are directed to hold PT conf. on or before 11-29-76 & file PT Order on or before 12-6-76. (AEB-J)k cps by cert ml
12-10	5.	Order, filed, sua sponte that case be abated pending decision in 74-C-119, Nellie Atkins Armstrong v. Maple Leaf Apts., Lts., et al. (AEB-)k cps mld
3-16-79	MO:	Case transferred to Judge Fred Daugherty (JCS-CLK)
11-9	MO:	CASE TRANSFERRED TO JUDGE THOMAS R. BRETT. (JCS-CLK)jc
1-25-80		
10-30	6	ORDERED that order entered in this case on 12-10-76 abating this case pending decision in 74-119 is vacated, <u>This case is set for pre-trial on Wednesday, Dec. 3, 1980 at 2:20. P.M..cs</u>
11/19	MO:	Upon the phone call of Pltf., w/no obj. by Deft., the 12/3 pre-trial is continued and this case is <u>RESET FOR PRE-TRIAL ON JAN. 8, 1981, at 2:20 P.M.</u> (TRB-J)v
<u>1981</u>		
1/8/81	Hrg.	<u>PRE-TRIAL HELD. 2:30-2:50.</u> Discovery completed. <u>1/18/81</u> - Mr. Sharp to prepare o re hrg. 1/23/81 - Deft. to file any & all motions & briefs. 2/12/81 - Pltf. to respond. 4/6/81 - Agreed PTO, Requested Instructions & Voir Dire due. 4/13/81 - <u>JURY TRIAL BEGINS AT 9:30 A.M.</u> (TRB-J)v c/m
1-19	7	APPLICATION by defts for additional time to file motions. (O) nd
1-20	8	ORDER, granting defts until 2-9-81 to file additional motions. (TRB-J) c/mvt. nd
1/21	MO:	<u>RESET FOR JURY TRIAL ON APRIL 20, 1981, at 9:30 A.M.</u> All dates previously given for the filing of pldgs. or etc. remain in effect. (TRB-J)v c/m
4-7	--	Phoned Mr. Savage, re: Agreed PTO, Reg. Instructions, Voir Dire. Said they are going to move for continuance. I told him to file it by 4-8-81. bs
4-10	9	MOTION of defts for continuance of trial. (O)nd
4-10	10	ORDER RESETTING JURY TRIAL. reset for <u>jury trial on 6-15-81 at 9:30 A.M.</u> Discovery to be completed by 6-1-81, trial briefs, agreed-to-pre-trial order, requested voir dire and requested inst. by 6-8-81. (TRB-J) cps/mld.
6-8	11	JOINT APPLICATION of parties for cont. of J/T. (O to J)hm

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. _____
LAWYERS TITLE INS. CORP.		BERT M. JONES, et al	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1981</u>			
6-11	--	PARTIES advised by phone that Judge sill sign order stricking case from J/T of 6-15-81, but not until return from OKC on 6-17-81. ho ntc. by phone.	
6-18	12	ORDER postponing trial 6-15-81 and the case abated pending decision of Dist. Court; further pltf ordered to file status rept on 9-1-81, 12-1-81 and ea. 90 days thereafter until State Court case is decided. (TRB-J) (c/m) jc	
8-11	LTR	STATUS report of pltf. jc <i>rept due 11-9-83</i>	
<u>1984</u>			
1-27	13	ENTRY OF APPEARANCE of James K. Secrest II as co-counsel for defts. kg <i>also ltr dated 1-30-84 mo/SS 2B prepared</i>	
2-2	LTR	STATUS REPORT of pltf. jc	
2-2	14	MOTION of defts. for S/J. kg	
2-2	15	BRIEF in support of #14. kg	
2-22	16	MOTION of pltf to file first amended complaint by 2-24-84. (O to J) kg (w/amended complt.)	
2-24	17	ORDER granting pltf. permission to file First Amended Compl. (TRB-J) kg c/m mvt.	
2-24	18	FIRST amended complt. kg c/m pltf.	
3-2	19	MOTION of defts to dismiss amended complt for failure to state a claim upon which relief can be granted. kg	
3-2	20	BRIEF in support of #19. kg	
3-12	21	MOTION of pltf. for exten of time to file answer brief. (O to J) kg	
3-14	22	ORDER granting pltf exten. of time, until 3-26-84, to file a brief in opposition to defts' mo/dismiss the amended complaints. (TRB-J) kg c/m mvt.	
3-21	23	BRIEF of pltf. in opposition to the motion of defts to dismiss the First Amended complt. kg	
3-29	24	RESPONSE BRIEF of defts. in support of defts' motion to dismiss first amended complt. kg	
4-5	25	ENTRY of appearnce of James K. Secrest II for Secrest & Hill as atty for defts. kg	

2-16-84-4 w/resp mo/SS for 2-23-84

1-10-84 2 w/SS 12 mo/SS 12 mo/SS 12 mo/SS

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF	DEFENDANT	DOCKET NO. <u>76-C-456-B</u>
LAWYERS" TITLE INSURANCE CO.	BERT M. JONES, et al.	PAGE <u>4</u> OF <u>2</u> PAGES

DATE	NR.	PROCEEDINGS
4-6-84	26	APPLICATION of Joseph A. Sharp to withdraw as atty of record. (O to J) kg
4-11	27	ORDER permitting Joseph A. Sharp and firm of Best Sharp, et al. to withdraw as atty of record for defts. (TRB-J) kg c/m mvt.
6-19	MO	CASE set for Status Conf. 6-20-84 at 1:30 PM. (TRB-J)jc(pty's phoned)
6-20	MO	STATUS CONF. time rescheduled to 2:30 PM 6-20-84 (TRB-J)jc(pty's phoned)
6-20	MIN	STATUS CONF., Deft. mot. to dismiss discussed, matter under advise- ment. (TRB-J)ho
6-25	28	ORDER overruling deft's motion to dismiss. (TRB-J) kgc/m
8-13	29	MOTION of defts for S/J. kg
8-13	30	BRIEF in support of #29. kg
8-24	31	BRIEF of pltf in opposition to defts' motion for S/J. kg
9-4	32	REPLY BRIEF in support of deft's motion for S/J. kg
11-27	MO	CASE SET for HRG. re: MO/SJ 12-7-84 at 11:15 A.M. (TRB-J)jc(n/pty's)
12-7	MIN	ORAL ARGUMENTS ON DEFTS. MOT. FOR S/J, parties state they do not needed & matter may be considered submitted. (TRB-J)ho
12-12 12-18	33	ORDER sustaining defts' motion for S/J. ENTERED (TRB-J) kg c/m EOD: 12-13-84 12-18-84
12-27	34	JUDGMENT ENTERED in favor of defts and against pltf w/costs awarded in favor of defts. (TRB-J) kg c/m EOD: 12-28-84
<u>1985</u>		
1-28	MIN	STATUS/SCHEDULE CONF. before Mag. Rizley, parties intend to waive J/T, 5-3-85 Exchange witnesses. 6-3-85 Disco. complete. 6-5-85 PT conf. at 10:00 a.m. 6-10-85 PTO & exchange exh. 6-17-85 F/E & C/L & trial briefs. 6-24-85 N/J trial at 9:00 a.m. Pltf. to prepare O re: hrg. w/in a week. (RSR-Mag)ho.

Entered in error.

H.O.